

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

Ruth Harlin, Personal Representative
of the Estate of Eddie Joe Lloyd, De-
ceased, and Tia Terese Glenn,

Case No. 04 70922

Plaintiffs,

v.

City of Detroit et al.,

U.S. District Judge: Hon. Gerald E. Rosen

U.S. Magistrate Judge: Hon. Steven D. Pepe

Defendants.

David A. Robinson (P-38754)
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DEFENDANT CITY'S CONDITIONAL CONFESSION OF JUDGMENT

The defendant City of Detroit confesses judgment on the following terms:

1. If a judgment is entered in favor of one or more plaintiffs and against one or more of the employee defendants, as that term is defined in paragraph 2, below, then that judgment, except insofar as it might include an award

of punitive damages, shall be entered jointly and severally against the City of Detroit and each employee defendant against whom judgment is entered, without any need to establish factually or legally, except pursuant to this conditional confession of judgment, that the defendant City of Detroit is liable to the plaintiff(s) in whose favor the judgment is entered, provided the following conditions are met:

- a. The defendant City of Detroit does not completely prevail on its motion for summary judgment; and
- b. This action is not otherwise dismissed as to the defendant City of Detroit before the commencement of a trial in this action.

2. In this conditional confession of judgment "employee defendant" means any of the following defendants: Thomas DeGalan, Sylvia Milliner, William Rice, Kenneth Day, Richard Dungy, Gilbert R. Hill and Robert L. Deane.

s/John P. Quinn

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Dated: January 10, 2006

CERTIFICATE OF SERVICE

I certify that on January 10, 2006, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system, which will send notification of such filing to the following: Matthew J. Bredeweg, Nick J. Brustin, Margaret A. Nelson, Samuel A. Nouhan, Michael J. Reynolds, David A. Robinson and James M. Surowiec.

s/John P. Quinn

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